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FEDERAL ELECTION  
COMMISSION

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
The National Campaign Fund and James ) AUDIT REFERRAL 12-08  
Lacy in his official capacity as treasurer )

CERTIFICATION

I, Shelley E. Garr, recording secretary of the Federal Election Commission executive session, do hereby certify that on January 08, 2013, the Commission took the following actions in the above-captioned matter:

1. Failed on a vote of 3-2 to:

- a. Open a MUR.
- b. Find reason to believe that the National Campaign Fund and James Lacy in his official capacity as treasurer violated 2 U.S.C. §§ 434(b) and (g) and 11 C.F.R. § 104.4(a), (b) and (c).
- c. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 5, 2012.
- d. Enter into conciliation with the National Campaign Fund and James Lacy in his official capacity as treasurer prior to a finding of probable cause to believe.
- e.
- f. Approve the appropriate letter.

Commissioners Bauerly, Walther, and Weintraub voted affirmatively for the motion.

Commissioners McGahn II and Petersen dissented. Commissioner Hunter did not vote.

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2. Decided by a vote of 4-1 to:

- a. Open a MUR. **MUR # 6716**
- b. Find reason to believe that the National Campaign Fund and James Lacy in his official capacity as treasurer violated 2 U.S.C. §§ 434(b) and (g) and 11 C.F.R. § 104.4(a), (b) and (c).
- c. Approve the Factual and Legal Analysis as recommended in the First General Counsel's Report dated December 5, 2012.
- d. Enter into conciliation with the National Campaign Fund and James Lacy in his official capacity as treasurer prior to a finding of probable cause to believe.
- e.
- f. Approve the appropriate letter.

Commissioners Bauerly, McGahn II, Petersen, and Weintraub voted affirmatively for the decision. Commissioner Walther dissented. Commissioner Hunter did not vote.

Attest:

January 9, 2013  
Date

Shelley E. Gair  
Shelley E. Gair  
Deputy Secretary of the Commission

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